

ORIGINAL

Before the  
Federal Communications Commission  
Washington, D.C.

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DEC - 8 2004

In the matter of

Federal Communications Commission  
Office of Secretary

Amendment of Section 73.202(b)

Table of Allotments

FM Broadcast Stations

(Culebra, Puerto Rico)

MB Docket No. 04-318

RM-11040

To: Office of the Secretary

Opposition

Aerco Broadcasting Corporation hereby opposes the request of La Gigante Radio Corporation, permittee of Station WXZX-FM, Culebra, Puerto Rico, for expedition of the decision in the above-captioned rule making. The request for expedited consideration is based on the desire of La Gigante to be relieved of the need to request special temporary authority by December 16, 2004 to continue its present operation of WXZX. The request should be denied.

First, La Gigante's request is procedurally infirm. Even if the Commission acted favorably with respect to the pending petition, which petitioner apparently presumes, such action would not become effective before the time by which La Gigante would have to file its STA request, and any Commission action would be subject to petitions for reconsideration by other parties to the proceeding.

Furthermore, when the minor inconvenience of filing another STA request is measured against resolution of a complex rule making proceeding opposed by multiple parties, La Gigante's request falls well short of establishing any public interest basis for grant of its

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request. In consequence, there is no procedural or public interest support for La Gigante's request which must be rejected.

**Aerco Broadcasting Corporation**

By: /s/-Angel O. Roman-Lopez  
Angel O. Roman-Lopez  
President

December 8, 2004

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## CERTIFICATE OF SERVICE

I, Mary Jane Thomson, hereby certify that on this 8<sup>th</sup> day of December 2004, true and correct copies of the foregoing **OPPOSITION** have been served by first class U.S. Mail, postage prepaid on the following:

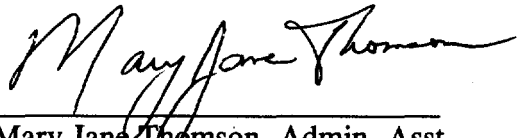
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